IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 2743 OF 2005.

Jagdish Chandra Khandelwal. ... Applicant.

Versus.

M/s.Mandvi Coop.Bank Ltd.& anr. ... Respondents.

Shri S.V.Marwadi holding for Shri Sushant P.Narkar for the Applicant.
Shri Udai Warunjikar for Respondent No.1.
Shri A.S.Gadkari, A.P.P.for the Respondent-State.

CORAM : ABHAY S.OKA, J.

DATED : 29th September, 2006.

P.C.:

1. Heard the learned Advocate for the Applicant.

The challenge in the Application is to the order passed by the learned Magistrate of issuing the process on a private complaint filed by the 1st Respondent. In view of the decision of the learned Single Judge of this Court in the case of V.K.Jain and others v/s. Pratap Padode and another (2005 (3) Mah.L.J.page 778), this Application cannot be entertained. The Application is rejected. Notwithstanding the rejection of the Application, it will be open for the Applicant to file a Revision Application before the appropriate Court for challenging the order issuing process. If such an application is made, the concerned Court is bound to take notice of fact that the present Application was filed in this Court on 25th April 2005.

Judge.